

# United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/901,079	07/10/2001	Dong-Hoon Lee	8733.464.00	7082
30827	7590 06/27/2006		EXAMINER	
MCKENNA LONG & ALDRIDGE LLP			RUDE, TIMOTHY L	
1900 K STRI WASHINGT	EET, NW ON, DC 20006		ART UNIT	PAPER NUMBER
			2883	
			DATE MAILED: 06/27/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

•		<b>&amp;</b>				
	Application No.	Applicant(s)				
Office Assists Commencers	09/901,079	LEE ET AL.				
Office Action Summary	Examiner	Art Unit				
	Timothy L. Rude	2883				
The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the	correspondence address				
A SHORTENED STATUTORY PERIOD FOR REPLY WHICHEVER IS LONGER, FROM THE MAILING DA  - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication.  - If NO period for reply is specified above, the maximum statutory period w  - Failure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	ATE OF THIS COMMUNICATION  36(a). In no event, however, may a reply be tivill apply and will expire SIX (6) MONTHS from cause the application to become ABANDONI	N. imely filed in the mailing date of this communication. ED (35 U.S.C. § 133).				
Status						
1) Responsive to communication(s) filed on 24 M	ay 2006.					
·	, <del></del>					
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.						
closed in accordance with the practice under E	x parte Quayle, 1935 C.D. 11, 4	53 O.G. 213.				
Disposition of Claims						
4)⊠ Claim(s) <u>1-10,15-24 and 29-36</u> is/are pending i	· ·					
4a) Of the above claim(s) is/are withdrawn from consideration.						
5) ☐ Claim(s) is/are allowed.						
6)⊠ Claim(s) <u>1-10,15-24 and 29-36</u> is/are rejected. 7)□ Claim(s) is/are objected to.						
8) Claim(s) are subject to restriction and/or	r election requirement.					
Application Papers						
9)☐ The specification is objected to by the Examine	r					
10) ☐ The drawing(s) filed on is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.						
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).						
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).						
11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.						
Priority under 35 U.S.C. § 119						
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of:						
1. Certified copies of the priority documents have been received.						
2. Certified copies of the priority documents						
3. Copies of the certified copies of the prior		ed in this National Stage				
application from the International Bureau  * See the attached detailed Office action for a list of	' ' '	ed				
and the second design of district	a Commod dopred flot receive	<del></del> -				
Attachment(s)						
1) Notice of References Cited (PTO-892)  4) Interview Summary (PTO-413)						
<ul> <li>2) Notice of Draftsperson's Patent Drawing Review (PTO-948)</li> <li>3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)</li> <li>Paper No(s)/Mail Date 20060524.</li> </ul>	Paper No(s)/Mail D 5) Notice of Informal F 6) Other:	eate Patent Application (PTO-152)				

Application/Control Number: 09/901,079

Art Unit: 2883

#### **DETAILED ACTION**

#### Continued Examination Under 37 CFR 1.114

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 21 April 2006 has been entered.

#### Claims

1. No claims are amended.

### Claim Objections

Claim 1 objected to because of the following informalities: The limitation "contact hole exposing a drain electrode" is incorrect for a device claim per Applicant's disclosure. Please note that <u>the finished device</u> does not have any exposed portion of the drain electrode. Appropriate correction is required.

Application/Control Number: 09/901,079 Page 3

Art Unit: 2883

### Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

2. Claims 1, 7-10, 15-16, 24, and 29 are rejected under 35 U.S.C. 103(a) as being unpatentable over Applicant's Admitted Prior Art (APA) in view of Sakamoto et al (Sakamoto) USPAT 6,507,382 B1 and Kim USPAT 5,581,382.

As to claim 1, APA discloses an in-plane switching liquid crystal display device comprising:

first and second substrates, 30 and 32 respectively;

a gate line, 50, arranged in one direction on the first substrate;

a common line, 54, arranged on the first substrate;

a gate insulation layer, 70, on the first substrate;

a data line, 62, on the gate insulation layer;

a first passivation layer, 74, on the gate insulation layer, and a plurality of common electrodes, 54a, an insulating layer over the common electrodes, and a plurality of pixel electrodes, 66a, on said insulating layer, wherein the plurality of common electrodes and the plurality of pixel electrodes are parallel to and [Applicant's "an"] space apart from each other; and

a liquid crystal layer between the first and second substrates...

APA does not explicitly disclose a common electrode

1) in contact with the first passivation layer; a second passivation layer on the first passivation layer; a pixel electrode on the second passivation layer, wherein the first passivation layer includes a plurality of common line contact holes and wherein each common electrode is electrically connected with the common line through the corresponding common line contact hole, and

2) wherein the second passivation layer is an inorganic material.

Sakamoto teaches 1), (entire patent, especially embodiment 2) in Drawings 3(a) and 3(b), the use of a gate insulating layer, 4, on the substrate, a common electrode, 3 (col. 8, line 23 through col. 10, line 7), on a protective overcoat layer, 12 (Applicant's the first passivation layer); an interlayer film, 13 (Applicant's second passivation layer) on the first passivation layer that includes a contact hole for connecting the pixel electrode (per Figure 3(b)); a pixel electrode, 14, on the second passivation layer; and wherein 12, 13, and 8 (Applicant's first passivation layer, second passivation layer, and an insulating protection film, respectively) includes a drain contact hole to electrically connect the pixel electrode to the drain (per Figure 3(B)) to allow for manufacture of a color display that prevents color unevenness for better display performance (col. 4, lines 1-2).

Sakamoto is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to move the plurality of common electrodes of

APA to be on and in contact with the first passivation layer with contact holes in Applicant's first passivation layer, second passivation layer, and any insulating protection film, as needed to connect a plurality of common electrodes to the common line of APA; a second passivation layer on the first passivation layer; and a pixel electrode on the second passivation layer to allow for easy manufacture of a color display that prevents color unevenness for better display performance.

Note that in considering a reference, it is proper to take into account not only specific teachings of the reference but also the inferences which one skilled in the art would reasonably be expected to draw therefrom (MPEP 2144.01). Also, mere duplication of parts is not patentably distinct. Examiner considers Sakamoto to render obvious, to one of ordinary skill in the art, the motivation to provide contact holes as needed to electrically connect the common electrodes of Sakamoto on the first passivation layer to the common line of APA that is below said first passivation layer.

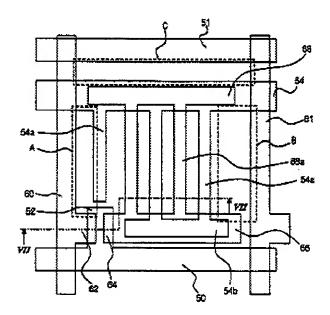
Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA with the common electrode on the first passivation layer with associated common electrode contact holes; a second passivation layer on the first passivation layer; and a pixel electrode on the second passivation layer of Sakamoto to allow for manufacture of a color display that prevents color unevenness for better display performance.

Kim teaches 2) wherein the second passivation layer is a nitride layer (Applicant's inorganic material) to prevent moisture penetration and resulting damage due to said moisture penetration (improves display service life) (col. 5, lines 30-48).

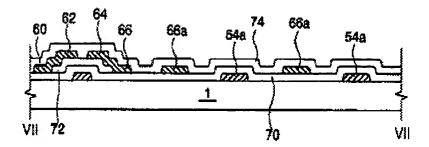
Kim is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to add a second passivation layer that is an inorganic material to prevent moisture penetration and resulting damage due to said moisture penetration to improve display service life.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA with a second passivation layer that is an inorganic material of Kim to prevent moisture penetration and resulting damage due to said moisture penetration to improve display service life.

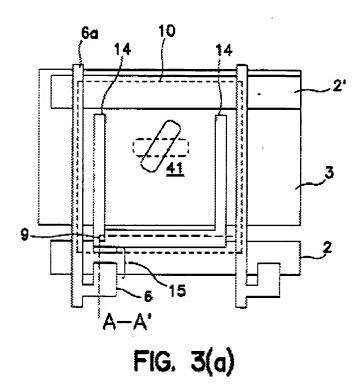
APA, Figure 6:



APA, Figure 7D:



## Sakamoto:



31 -41--11<sup>1</sup>/<sub>4</sub> -14<sup>3</sup> 13 13 14 15 10

15

As to claim 7, APA discloses a device wherein the common line, 54, is parallel with the gate line, 50, and spaced apart from the gate line.

As to claim 8, APA discloses a device wherein the data line, 60, is perpendicular to the gate line, 50.

As to claim 9, APA discloses a device further comprising a thin film transistor at a crossover point of the gate line, 50, and the data line, 60.

As to claim 10, APA discloses a device wherein the thin film transistor includes a gate electrode, 52, an active layer, 72, and source, 62, and drain, 64, electrodes.

As to claim 15, APA discloses a device wherein each pixel electrode is arranged between the adjacent common electrodes.

As to claim 16, the steps of manufacturing comprising forming would have been obvious given the structure above.

As to claim 24, APA discloses the use of AI, Cr, Mo, and W for the first and second metal layers (Specification, Page 6, lines 10-11). The steps of manufacturing comprising forming, depositing, and patterning would have been obvious given the structure above.

As to claim 29, the steps of manufacturing comprising forming, depositing, patterning, and making electrically connected, would have been obvious given the structure above.

3. Claims 2-3 and 17-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over APA in view of Sakamoto and Kim, as applied to claims 1 and 16 above, and further in view of Shin et al (Shin) USPAT 6,356,328 B1.

As to claims 2 and 3, APA in view of Sakamoto and Kim disclose the device of claim 1 and the method of claim 16.

APA in view of Sakamoto and Kim do not explicitly disclose a device wherein the common and pixel electrodes are formed of the transparent conductive material.

Shin teaches the use of common and pixel electrodes formed of the transparent conductive material ITO to increase the aperture ratio and transmittance of the LCD (Abstract and col. 3, lines 37-47).

Shin is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to add common and pixel electrodes formed of the transparent conductive material ITO to increase the aperture ratio and transmittance of the LCD.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA in view of Sakamoto and Kim with the common and pixel electrodes formed of the transparent conductive material ITO of Shin to increase the aperture ratio and transmittance of the LCD.

As to claims 17-20, the steps of manufacturing comprising depositing and patterning would have been obvious given the structure above.

4. Claims 4 and 23 are rejected under 35 U.S.C. 103(a) as being unpatentable over APA in view of Sakamoto and Kim, as applied to claims 1 and 16 above, and further in view of Chang et al (Chang) USPAT 6,163,355.

As to claim 4, APA in view of Sakamoto and Kim disclose the device of claim 1.

APA in view Michiaki do not explicitly disclose a device wherein the gate insulation layer and the second passivation layer are one of Silicon Nitride ( $SiN_X$ ) and Silicon Oxide ( $SiO_2$ ).

Chang teaches that  $SiN_X$  is used as a passivation layer in a conventional LCD.

Chang is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to use  $SiN_X$  as an art-recognized material suitable for the intended purpose of forming a passivation layer.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA in view of Sakamoto and Kim with  $SiN_X$  of Chang as an art-recognized material suitable for the intended purpose of forming a passivation layer (MPEP 2144.07).

As to claim 23, the steps of manufacturing comprising forming, depositing, and patterning would have been obvious given the structure above.

5. Claims 5-6 and 21-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over APA in view of Sakamoto and Kim, as applied to claims 1 and 16 above, and further in view of Akiyama et al (Akiyama) USPAT 6,414,729 B1.

As to claims 5 and 6, APA in view of Sakamoto and Kim disclose the device of claim 1.

APA in view of Sakamoto and Kim do not explicitly disclose a device wherein the first passivation layer is formed of an organic material, wherein said organic material is one of benzocyclobutene (BCB) and acryl.

Akiyama teaches the use of an organic resin film such as BCB for the insulation layers (col. 9, lines 59-67) to shield the liquid crystal layers from the scanning and signal lines (col. 2, lines 22-24).

Akiyama is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to use of BCB for the insulation layers to shield the liquid crystal layers from the scanning and signal lines.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA in view of Sakamoto and Kim with the BCB insulation layers of Akiyama to shield the liquid crystal layers from the scanning and signal lines.

As to claims 21 and 22, the steps of manufacturing comprising forming, depositing, and patterning would have been obvious given the structure above.

6. Claims 30 and 31 are rejected under 35 U.S.C. 103(a) as being unpatentable over APA in view of Sakamoto and Kim, as applied to claims 1-10, 13-24, and 27-29 above (avoids repetition here), and further in view of Wakagi et al (Wakagi) USPAT 6,300,995 B1.

As to claim 30, APA in view of Sakamoto and Kim disclose the device above, wherein the first passivation layer is Applicant's second insulation layer and the second passivation layer is Applicant's third insulation layer.

APA in view of Sakamoto and Kim does not explicitly disclose a device wherein a plurality of first contact holes through the first and second insulation layers over the

common line; and a plurality of common electrodes on the second insulation layer, wherein the common electrodes contact the common line via the first contact holes.

Wakagi teaches in Figures 6 and 7 a device wherein a plurality of first contact holes through the first and second insulation layers over the common line; and a plurality of common electrodes on the second insulation layer, wherein the common electrodes contact the common line via the first contact holes to reduce losses in the driving voltage applied to the liquid crystal, by providing an active matrix substrate in which degradation of the metal electrode is prevented in a liquid crystal display device (col. 2, lines 6-10).

Wakagi is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to add a plurality of first contact holes through the first and second insulation layers over the common line; and a plurality of common electrodes on the second insulation layer, wherein the common electrodes contact the common line via the first contact holes to reduce losses in the driving voltage applied to the liquid crystal, by providing an active matrix substrate in which degradation of the metal electrode is prevented in a liquid crystal display device.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA in view of Sakamoto and Kim with a plurality of first contact holes through the first and second insulation layers over the common line; and a plurality of common electrodes on the second insulation layer, wherein the common electrodes contact the common line via the first contact holes of Wakagi to reduce losses in the driving voltage applied to the

liquid crystal, by providing an active matrix substrate in which degradation of the metal electrode is prevented in a liquid crystal display device.

As to claim 31, APA discloses, in Figure 6, pixel electrodes electrically communicated with one another via a transverse pixel electrode perpendicular to the common electrodes.

7. Claims 32 and 33 are rejected under 35 U.S.C. 103(a) as being unpatentable over APA in view of Sakamoto, Kim, and Wakagi, as applied to claims 1-31 above, and further in view of Shin.

As to claim 32 and 33, APA in view of Sakamoto, Kim, and Wakagi disclose the device above.

APA in view of Sakamoto, Kim, and Wakagi do not explicitly disclose a device wherein the common and pixel electrodes are formed of the transparent conductive material.

Shin teaches the use of common and pixel electrodes formed of the transparent conductive material ITO to increase the aperture ratio and transmittance of the LCD (Abstract and col. 3, lines 37-47).

Shin is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to add common and pixel electrodes formed of the

transparent conductive material ITO to increase the aperture ratio and transmittance of the LCD.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA in view of Sakamoto, Kim, and Wakagi with the common and pixel electrodes formed of the transparent conductive material ITO of Shin to increase the aperture ratio and transmittance of the LCD.

8. Claim 34 is rejected under 35 U.S.C. 103(a) as being unpatentable over APA in view of Sakamoto, Kim, and Wakagi, as applied to claim 30 above, and further in view of Chang.

As to claim 43, APA in view of Sakamoto, Kim, and Wakagi disclose the device above.

APA in view of Sakamoto, Kim, and Wakagi do not explicitly disclose a device wherein the gate insulation layer and the second passivation layer are one of Silicon Nitride (SiN<sub>x</sub>) and Silicon Oxide (SiO<sub>2</sub>).

Chang teaches that  $SiN_X$  is used as a passivation layer in a conventional LCD.

Chang is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to use  $SiN_X$  as an art-recognized material suitable for the intended purpose of forming a passivation layer.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA in view of Sakamoto, Kim, and Wakagi with  $SiN_X$  of Chang as an art-recognized material suitable for the intended purpose of forming a passivation layer (MPEP 2144.07).

9. Claim 35 and 36 are rejected under 35 U.S.C. 103(a) as being unpatentable over APA in view of Sakamoto, Kim, and Wakagi, as applied to claim 30 above, and further in view of Akiyama.

As to claims 35 and 36, APA in view of Sakamoto, Kim, and Wakagi disclose the device above.

APA in view of Sakamoto, Kim, and Wakagi do not explicitly disclose a device wherein the first passivation layer is formed of an organic material, wherein said organic material is one of benzocyclobutene (BCB) and acryl.

Akiyama teaches the use of an organic resin film such as BCB for the insulation layers (col. 9, lines 59-67) to shield the liquid crystal layers from the scanning and signal lines (col. 2, lines 22-24).

Akiyama is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to use of BCB for the insulation layers to shield the liquid crystal layers from the scanning and signal lines.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA in view of Sakamoto, Kim, and Wakagi with the BCB insulation layers of Akiyama to shield the liquid crystal layers from the scanning and signal lines.

### Response to Arguments

Applicant's arguments filed on 21 April 2006 have been fully considered but they are not persuasive.

## Applicant's ONLY substantive arguments are as follows:

- (1) Regarding objection to claim 1, "contact hole exposing a drain electrode" has support in the specification.
- (2) The prior art does not teach the claimed gate insulating layer and second passivation layer on the first passivation layer with contact holes, and Sakamoto cannot be combined because of the common electrode as a shield to cover the color filter.
- (3) Sakamoto does not teach contact holes to connect the common electrodes to the common line as claimed.
  - (4) Prior art does not teach a method to form the above structure.
- (5) Regarding dependent claims, they are allowable because their base claims are allowable.

Application/Control Number: 09/901,079 Page 19

Art Unit: 2883

### Examiner's responses to Applicant's ONLY arguments are as follows:

(1) It is respectfully pointed out that the finished device does not have any exposed portion of the drain electrode. Claims are drawn to an end-user-ready liquid crystal display device wherein all drain electrodes are covered with something, e.g., pixel electrode material; the drain electrodes are not "exposed". Appropriate correction is required.

(2) It is respectfully pointed out that the claimed second passivation layer on the first passivation layer, wherein the second passivation layer is an inorganic material is considered to be met by 1) Sakamoto teaches (entire patent, especially embodiment 2) in Drawings 3(a) and 3(b), the use of a gate insulating layer, 4, on the substrate, 1, a common electrode, 3 (col. 8, line 23 through col. 10, line 7), on a protective overcoat layer, 12 (Applicant's the first passivation layer); an interlayer film, 13 (Applicant's second passivation layer) on the first passivation layer; and a pixel electrode, 14, on the second passivation layer to allow for manufacture of a color display that prevents color unevenness for better display performance (col. 4, lines 1-2), and 2) Kim teaches the second passivation layer is a nitride layer (Applicant's inorganic material) to prevent moisture penetration and resulting damage due to said moisture penetration (improves display service life) (col. 5, lines 30-48) per rejections above.

It is respectfully pointed out that Sakamoto was not applied to teach a change in the electrode type. Sakamoto was applied to teach the stacking of layers resulting in a more planer interface to the liquid crystal with good proximity of electrodes for reduced

Page 20

color unevenness for better display performance. This structural improvement would be applicable to most any IPS or fringe field electrode configuration.

(3) It is respectfully pointed out that when considering a reference, it is proper to take into account not only specific teachings of the reference but also the inferences which one skilled in the art would reasonably be expected to draw therefrom (MPEP 2144.01). Also, mere duplication of parts is not patentably distinct. Examiner considers Sakamoto to render obvious, to one of ordinary skill in the art, the motivation to provide contact holes as needed to electrically connect the common electrodes of Sakamoto on the first passivation layer to the common line of APA that is below said first passivation layer. Clearly it would be obvious to one of ordinary skill to electrically connect all electrodes to their respective electrical supply lines (common line) via the contact holes of Sakamoto once they have been separated by intervening insulating layers to achieve the display performance improvement of Sakamoto. Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the LCD of APA with the common electrode on the first passivation layer with inherently needed common electrode contact holes; a second passivation layer on the first passivation layer; and a pixel electrode on the second passivation layer of Sakamoto to allow for manufacture of a color display that prevents color unevenness for better display performance per rejections above. It is also respectfully pointed out that the claimed "third insulation layer on the common electrodes and the second insulation layer, wherein the third insulation layer is an inorganic material; a second contact hole through the second and third insulation layers over a drain electrode of the

thin film transistor" is considered to be met by APA in view of Sakamoto and Kim, wherein the first passivation layer is Applicant's second insulation layer and the second passivation layer is Applicant's third insulation layer; in view of Wakagi who teaches in Figures 6 and 7 a device wherein a plurality of first contact holes through the first and second insulation layers over the common line; and a plurality of common electrodes on the second insulation layer, wherein the common electrodes contact the common line via the first contact holes to reduce losses in the driving voltage applied to the liquid crystal, by providing an active matrix substrate in which degradation of the metal electrode is prevented in a liquid crystal display device (col. 2, lines 6-10) per rejections above.

- (4) It is respectfully pointed out that the method of forming the structure would be obvious to one of ordinary skill in view of the structure.
- (5) It is respectfully pointed out that in so far as Applicant has not argued rationale for rejection of the dependent claims on their merits and has thereby acquiesced rejection.

### Conclusion

All claims are drawn to the same invention claimed in the application prior to the entry of the submission under 37 CFR 1.114 and could have been finally rejected on the grounds and art of record in the next Office action if they had been entered in the application prior to entry under 37 CFR 1.114. Accordingly, **THIS ACTION IS MADE FINAL** even though it is a first action after the filing of a request for continued

examination and the submission under 37 CFR 1.114. See MPEP § 706.07(b).

Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Timothy L. Rude whose telephone number is (571) 272-2301. The examiner can normally be reached on Mon-Thurs.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Frank G. Font can be reached on (571) 272-2415. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Application/Control Number: 09/901,079 Page 23

Art Unit: 2883

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

- Just

Timothy L Rude Examiner Art Unit 2883

tlr

Frank G. Font Supervisory Patent Examiner Technology Center 2800

Frank & Fort